IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Writ Petition No.3071 of 2007

(Union Bank of India, through Branch Manager, Chandrapur v. The Sensational Perfumes & Cosmetics (P) Ltd., and others)

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	**Court's or Judge's orders**

Shri M.P. Lala, Advocate for Petitioner.

Coram : A.H. Joshi & R.C. Chavan, JJ.
Dated : 17th July, 2007

1. Heard the learned Advocate for the petitioner.

2. By this petition, the petitioner challenges the order passed by the Debts Recovery Appellate Tribunal, by which the appellate forum has condoned the delay. It is not shown that the application for condonation of delay was opposed by the present petitioner and the facts, which were within the knowledge of the present petitioner, were brought to the notice of the Appellate Tribunal. In this situation, we find that the order passed by the Tribunal is within its powers and jurisdiction. Thus, the order impugned is not shown to be erroneous and vitiated due to any illegality on the part of the Debts Recovery Appellate Tribunal.

3. In the aforesaid, no interference is called for in the impugned judgment of the Debts Recovery Appellate Tribunal.

4. The petition is, therefore, dismissed.

JUDGE **JUDGE.**

Pdl.